

Panaji, 21st May, 2020 (Vaisakha 31, 1942)

SERIES II No. 8

OFFICIAL GAZETTE

GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

GOVERNMENT OF GOA

Department of Agriculture

Direcotorate of Agriculture

Order

No. 2/18/2018-19/D.Agro (Part)/128

Ex-post facto approval of the Government is hereby accorded to extend the deputation period of Smt. Kameshwari Raikar, Agriculture Officer against the post of Soil Survey Incharge in Water Resources Department for another year with effect from 01-04-2020 to 31-03-2021.

The deputation of Smt. Kameshwari Raikar, shall be governed by standard terms and conditions of deputation as contained in the O.M. No. 13/4/74-PER dated 12-02-1999 and amended from time to time.

By order and in the name of the Governor of Goa.

Nevil Alphonso, Director & ex officio Jt. Secretary (Agriculture).

Tonca-Caranzalem, 11th May, 2020.

Order

No. 8/86/2019-20/D.Agro/130

- Read: 1) Oral Judgment dated 24-25th September, 2019 passed by Hon'ble High Court of Bombay at Goa Bench in Writ Petition No. 613/2011.
- 2) Memorandum No. 8/2/2010/D.Agro/205 dated 28-07-2011 & acceptance dated 03-10-2019 from Shri Mahesh Laxman Kankonkar.

On the recommendation of the Goa Public Service Commission as conveyed vide their minutes/letter No. COM/I/5(1)/93-99/Vol.I (Part File)/

/197 dated 30-07-2010 and the Judgment dated 24-25th September, 2019 in Writ Petition No. 613/2011, the Governor of Goa is pleased to appoint the candidate/Petitioner Shri Mahesh Laxman Kankonkar under Scheduled Tribe Category against the post of Assistant Agriculture Officer as probationer to the Group 'B' Gazetted under the Government of Goa, in the Pay Scale of PB-II Rs. 9300-34800+Grade Pay of Rs. 4200 (which is now Level 6 of the Pay Matrix of 7th Pay Commission) with effect from 01-10-2011. The Pay will be fixed in accordance with the Central Civil Service Pay Rules. As per the judgment he will not claim differential salary.

Shri Mahesh L. Kankonkar has been declared medically fit by the Medical Board of Goa Medical College and Hospital, Bambolim-Goa. The letter to verify their character and antecedent is sent to the concerned District Magistrate, the same will be communicated to the concerned departments when received.

The above candidate shall be on probation for a period of two years with effect from the date of joining.

The Budget Head for drawal of his pay and allowances shall be indicated in the order of his posting.

His appointment shall be subject to the verification of his character and antecedent by the concerned District Collector and on verification of the genuineness of educational qualification certificates and caste certificate (if applicable) and verification of his character & antecedent which will have to be produced by him within 03 months from the date of joining the service.

By order and in the name of the Governor of Goa.

Nevil Alphonso, Director & ex officio Jt. Secretary (Agriculture).

Tonca-Caranzalem, 11th May, 2020.

Order

No. 8/86/2019-20/D.Agro/143

Read: Appointment Order No. 8/86/2019-20/D. Agri/130 dated 11-05-2020.

On appointment as Assistant Agriculture Officer, Group 'B' Gazetted, Shri Mahesh L. Kankonkar (ST) is posted at District Agriculture Office, South against the vacant post.

The pay and allowances of Shri Mahesh L. Kankonkar shall be drawn from the Budget Head 2401-00-001-03-01.

By order and in the name of the Governor of Goa.

Nevil Alphonso, Director & ex officio Jt. Secretary (Agriculture).

Tonca, Caranzalem, 11th May, 2020.



Department of Animal Husbandry & Veterinary Services

Order

No. 2/13/95-AH/PF/2020-21/531

On the recommendation of the Goa Public Service Commission, as conveyed under letter No. COM/II/11/3(1)/96-08/487 dated 05-05-2020, Government is pleased to promote Dr. Prashant V. Naik to the post of Deputy Director (Group "A" Gazetted) on regular basis in the Directorate of Animal Husbandry & Veterinary Services, Panaji, in the Pay Scale PB 3: Rs. 15,600-39,100+G.P. Rs. 6,600/- (Level-11 of the 7th Pay Commission) plus admissible allowances as applicable under rules with immediate effect.

Dr. Prashant V. Naik upon promotion is posted at the Head Office, Panaji and shall draw his salary against the Budget Head 2404-Dairy Development; 00-; 102-Dairy Development Projects; 08-Special Livestock Breeding Programme (Plan); 01-Salaries.

Since the promotion is from one Group 'A' Post to another Group 'A' Post, there is no probation period as per the Office Memorandum No. 12/14/89-PER(Part) dated 12-08-2014.

By order and in the name of the Governor of Goa.

Dr. Santosh V. Desai, Director & ex officio Joint Secretary (AH).

Panaji, 11th May, 2020.

Department of Education, Art & Culture

Directorate of Art & Culture

Order

No. DAC/GIA/Committees/RBM/2020-21/246

Read: Letter No. 6/10/2017-PER/512 dated 13-02-2020 issued by the Department of Personnel, Government of Goa.

In exercise of powers conferred by Clause 24 of the Constitution of Ravindra Bhavan, Margao-Goa and in confirmation with the above read letter, Government is pleased to appoint Secretary, Art & Culture as Administrator of Ravindra Bhavan, Fatorda, Margao-Goa with immediate effect.

This supersedes the earlier Order No. DAC/GIA/Committees/RBM/2019-20/5378 dated 26-11-2019.

This issues with the approval of the Government.

By order and in the name of the Governor of Goa.

Sagun R. Velip, Director & ex officio Jt. Secretary (Art & Culture).

Panaji, 14th May, 2020.



Department of Fisheries

Directorate of Fisheries

Order

No. 2-1-81-FSH

In exercise of the powers conferred by subsections (1) and (2) of Section 4 of the Goa, Daman and Diu Marine Fishing Regulation Act, 1980 (Act No. 3 of 1981), the Government of Goa, having regard to the need to conserve fish, hereby prohibits fishing by fishing vessels fitted with mechanical means of propulsion and by means of trawl-net and purse-seine net, except fishing by registered motorized canoes using gill nets only, and fitted with outboard or inboard motors, of upto 10 HP capacity, as a means of propulsion, along the sea coast of the State of Goa and the territorial waters of the State of Goa, with effect from 1st June, 2020 till 31st July, 2020 (both days inclusive).

By order and in the name of the Governor of Goa.

Dr. Shamila Monteiro, Director & ex officio Joint Secretary (Fisheries).

Panaji, 19th May, 2020.

Department of General Administration

Order

No. TA/ARD/GA&C-Vol. V/93

On the recommendation of the Departmental Promotion Committee as conveyed by the Goa Public Service Commission vide their Letter No. COM/II/11/42(2)/2013/474 dated 04-05-2020, Government is pleased to promote the following Senior Assistants to the post of Technical Officer (Group 'B' Gazetted) in Secretariat, Porvorim, Goa, on regular basis in Level 7 of the Pay Matrix as per C.C.S. (Revised Pay) Rules, 2016, with immediate effect:-

Sr.	Name of the officer
No.	
1.	Smt. Sakshi S. Konadkar.
2.	Shri Uday Pandharinath Karekar.

The above Officers shall be on probation for a period of two years from the date of their joining the post and shall have to pass the Basic Management Service Course during the probation period.

The above Officials shall exercise their option for fixation of pay in the promotional grade in terms of F.R. 22(I)(a)(1) within a period of one month. The option once exercised shall be final.

The expenditure towards pay and allowances of the Officers shall be debited to the following Budget Heads:-

Sr.	Name of the officers	Budget Head
1.	Smt. Sakshi S. Konadkar	2052 – Secretariat General Services; 00 – 090 – Secretariat (Non-Plan); 01 – Department of Personnel & A. R.; 01 – Salaries.
2.	Shri Uday Pandharinath Karekar	3451 – Secretariat Economic Services; 00 – 090 – Secretariat (Non-Plan); 05 – Tourism, Information & Transport Department; 01 – Salaries.

Consequent upon their promotion, they are posted in the Administrative Reforms Department, Secretariat, Porvorim.

By order and in the name of the Governor of Goa.

Shripad Arlekar, Under Secretary (GA-I).

Porvorim, 13th May, 2020.

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Department of Labour**Notification**

No. 28/2/2020-LAB/Part-I/283

The following Award passed by the Labour Court-II, at Panaji-Goa on 13-03-2020 in Case No. Ref. LC-II/IT/04/18 is hereby published as required under Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

A. S. Mahatme, Under Secretary (Labour).

Porvorim, 12th May, 2020.

IN THE LABOUR COURT-II
GOVERNMENT OF GOA
AT PANAJI

(Before Shri Suresh N. Narulkar, Hon'ble Presiding Officer)

Case No. Ref. LC-II/IT/04/18

Ms. Vrunda V. Shet Verenkar,
R/o. Savoi Verem,
Ponda-Goa. ... Workperson/Party-I
V/s
M/s. Savoi Verem V.K.S.S.
Society Ltd.,
Banking Section,
Bazar, Savoi Verem,
Ponda-Goa. ... Employer/Party-II
Workperson/Party-I represented by Adv. Mrs. Harsha Naik.
Employer/Party-II represented by Adv. P Chawdkar.
Panaji, dated: 13-03-2020
AWARD
1. In exercise of the powers conferred by Clause (c) of sub-section (1) of Section 10 of the

Industrial Disputes Act, 1947 (Central Act 14 of 1947) the Government of Goa, by Order dated 02-04-2018, bearing No. 28/5/2018-LAB/231 referred the following dispute for its adjudication to this Labour Court-II of Goa at Panaji-Goa.

"(1) Whether, the action of the management of M/s. Savoi-Verem V.K.S.S. Society Limited, Banking Section, Bazar, Savoi Verem, Ponda, Goa in terminating the services of Ms. Vrunda V. Shet Verenkar, Credit Counter In-charge, with effect from 05-08-2017, is legal and justified?

(2) If not, to what relief the Workperson is entitled?"

2. On receipt of the reference, a case was registered under No. LC-II/IT/04/2018 and registered A/D notice was issued to the Parties. In pursuance to the said notice, the Parties put in their appearance. The Workperson/Party-I (for short 'Workperson'), filed her Statement of Claim on 14-11-2018 at Exb. 6. The facts of the case in brief as pleaded by the Workperson are that she was working as 'Credit Counter In-charge' with the Employer/Party-II (for short 'Employer'). She stated that she was issued an appointment order dated 08-08-2011. She stated that she was working with the Employer at its Banking Section, Bazar, Savoi-Verem, Ponda, Goa with effect from 04-08-2011. She stated that she was drawing consolidated salary of Rs. 9,700/- per month. She stated that she was regular in service and because of overload of the work, there might be some mistakes, but every time she assures them that she is responsible for every mistake. She stated that the Employer used to defame her by putting posters in the village, giving false information about her in all related banks, by making false complaints and not attending the police station in time and after 6.30 p.m. sending the constable behind her and family, to torture and frighten by coming at home etc. She stated that all the aforesaid torture gave her a mental stress. She stated that her health is deteriorated and she is under depression. She stated that she was harassed, defamed and mentally tortured without her any fault. She stated that she was refused the employment without assigning any reason. She submitted that the said refusal of employment to her, amounted to illegal termination of her services. She submitted that the termination of her services is illegal, unjustified and bad-in-law. She submitted that she demanded for reinstatement with full back wages and continuity in service which was turned down by the Employer. The Workperson therefore prayed for

reinstatement with full back wages and continuity in service. The Workperson also prayed for an amount towards the bonus as per law as well as arrears from August, 2011 and also an amount towards salary from June, 2017 till date.

3. The Employer resisted the claim of the Workperson, by filing its written statement on 22-02-2019 at Exb. 8. The Employer, as and by way of its preliminary objections, submitted that the claim of the Party I in the present reference is not an 'industrial dispute' as defined u/s 2 (k) of the I.D. Act, 1947, that the Party I was employed in the managerial and supervisory cadre and hence, cannot be considered as a 'workman' within the meaning of Section 2 (s) of the I.D. Act, 1947, that the Employer is not an 'industry' as defined u/s 2 (j) of the I.D. Act, 1947 and that there is non-application of mind by the Appropriate Government, while referring the present dispute.

4. The Employer stated that it is a Co-operative Credit Society registered under the Maharashtra Co-operative Societies Act, then applicable to the State of Goa at the time of registration of the society and is presently governed by the provisions of the Goa Co-op. Societies Act, 2001. The Employer stated that the Party I was appointed as Bank In-charge/Credit Counter In-charge from 04-08-2011 vide its letter dated 08-08-2011. The Employer stated that as a Bank In-charge, the Party I was supposed to undertake the jobs such as, to keep day to day accounts of the credit counter, to write the cash book, ledgers of all the accounts, to handle the cash in credit counter, to prepare loan proposal and produce the same before the Employer for approval, to prepare profit, loss and balance sheet and produce before the Employer in monthly meetings, to verify weight of gold and disburse gold loan as per the rates fixed by the Employer, to keep the gold in safe deposit lockers in Goa State Co-op. Bank Ltd., Ponda Branch, to make all the schedules and statements of banking counter for audit and produce to the auditor when the audit is undertaken, to computerize all the accounts of the society and other clerical, supervisory and managerial duties as per requirements.

5. The Employer stated that Party I was given sympathetic and considerate approach by them on humanitarian grounds looking at her mother's illness and poor family background. The Employer stated that the Party I enjoyed extra days full pay leave and her duty timings were adjusted as per her convenience. The Employer stated that inspite of this facilities, she was non-co-operative with the other staff. The Employer stated that the Party I

herself did not complete the work in time, cash book was not written daily, ledgers were not written as per requirements. The Employer stated that even though the Party I promised to use computer, but never kept her promise and help rendered by the executive committee was turned down by non-co-operation. The Employer stated that the aforesaid act on the part of the Party I resulted in delay of audit for various years as a result, they got bad name because of her attitude and casual nature. The Employer stated that on account of the same, its Board of Directors decided to bring administrative discipline in the institution. The Employer stated that the staff was instructed to sign the muster roll immediately after joining the duty and that they were also informed that the payment will be made by cheque henceforth. The Employer stated that the Party I did not obey the said instructions. The Employer stated that the Party I did not sign the muster roll and every time, she used to withdraw the salary of the credit counter staff by cash. The Employer stated that the Party I, when asked about completion of accounts and preparation of necessary reports for audit, she refused to submit the same. On the contrary, she remained absent unauthorisedly without even applying for leave. The Employer stated that the Party I did not report for duty from 04-06-2017 for the reasons best known to her. The Employer stated that several letters were sent to her at her residential address by registered A/D, but she refused to accept the same. The Employer stated that the Party I was requested to report for duty and give explanation about her misconduct. The Employer stated that the Party I had the key of its safe deposit's locker in her possession and the gold ornaments of the customers, who had taken jewellery loan, were deposited in the locker. The Employer stated that its Director requested the Party I personally as well as through letters to return the key of the locker, but she refused to do so. The Employer stated that a police complaint dated 20-07-2017 was registered and the possession of the key with the gold was taken in presence of witnesses and the police personnel. The Employer stated that while going through the accounts book written by the Party I, they found that she has withdrawn the salary more than she was supposed to, disbursed loan more than the fixed rate of gold, some entries were missing in cash book and inspite of repeated request to return on duty and rectify the faults, she made false allegations against its Directors taking a undue advantage of her being a woman. The Employer stated that they have recruited new employees in place of Party I as

their work was getting hampered because of her adamant and arrogant behaviour and indiscipline. The Employer stated that they are responsible for the proper functioning of the institution and they could not tolerate indiscipline and false allegations against the Directors. The Employer stated that the Party I remained absent unauthorisedly and thereafter approached the office of the Assistant Labour Commissioner, Ponda, Goa with her false claim and grievances. The Employer stated that the claim statement filed by the Party I before this Hon'be Court is devoid of merits, filed without application of mind and hence, liable to be dismissed with exemplary costs. The Employer denied the overall case as pleaded by the Party I and prayed for dismissal of the present reference.

6. Thereafter, the matter was fixed for filing Re-joinder of the Party I on 12-03-2019. The Party I has however, failed to file the Re-joinder, though several opportunities were given to her. Hence the Re-joinder was treated as not filed and case was adjourned for framing issues.

7. Based on the pleadings filed by the parties, this court framed the following issues on 11-06-2019 at Exb. 9.

1. Whether the Workman/Party I proves that the action of the Employer in terminating her services w.e.f. 05-08-2017 is illegal and unjustified?
2. Whether the Employer/Party II proves that the reference is not maintainable in view of the preliminary objections raised in para (A) to (D) of the written statement?
3. Whether the Workmen are entitled for any relief?
4. What Order? What Award?

8. My answers to the aforesaid issues are as under:

- (a) Issue No. 1 : In the negative.
- (b) Issue No. 2 : In the negative.
- (c) Issue No. 3 & 4 : As per final order.

REASONS

None present for the Workperson at the time of final arguments. Ld. Adv. Shri P. Chawdikar, appeared for the Employer.

9. Ld. Adv. Shri P. Chawdikar, representing the Employer, during the course of his oral arguments submitted that the present reference has been issued at the instance of the Workperson who raised the dispute pertaining to termination of her

services by contending to be illegal and unjustified. He submitted that the Workperson also filed her claim statement contending that her termination of service is illegal and unjustified. He submitted that the Employer resisted the claim of the Workperson by filing its written statement. He submitted that however, the Workperson could not file her rejoinder to the written statement of the Employer. He submitted that based on the pleadings filed by the parties, this court framed certain issues. He submitted that the burden was put on the Workperson to prove that her termination from service w.e.f. 05-08-2017 is illegal and unjustified. He submitted that however, the Workperson did not lead any evidence either oral or documentary in support of her statement of claim. He therefore submitted that, since the Workperson failed to adduce any evidence either oral or documentary in support of her claim statement, she failed to prove that her termination from service is illegal and unjustified and consequently, she is not entitled to any relief including the reinstatement in service with full back wages and consequential benefits thereof. In support of his oral submissions, Ld. Adv. Shri P. Chawdikar relied upon two decisions, one in the case of **V.N.S. Engineering Services v/s. Industrial Tribunal of Goa, Daman and Diu and Anr., reported in 1987 II LLN 968** of Hon'ble High Court of Bombay and another in the case of **V. K. Raj Industries v/s Labour Court (I) and Ors., reported in 1981 (29) FLR, 194** of Hon'ble High Court of Allahabad.

I have carefully perused the entire records of the present case. I have also carefully considered the submissions made by Ld. Adv. Shri P. Chawdikar, appearing for the Employer.

10. In the case of **V.N.S. Engineering Services (supra)**, the Hon'ble High Court of Bombay has held that "*there is nothing in the Industrial Disputes Act, 1947 that indicates a departure from the general rule that he who approaches a court for relief, should prove his case i.e. the obligation to lead evidence to establish an allegation. The test being that he who does not lead evidence, must fail.* The Hon'ble High Court of Bombay further held that the provisions of Rule 10-B of the I.D. (Central Rules), 1957 which requires the party raising a dispute to file a statement of demands relating only to the issue in the order of reference for adjudication within 15 days from the receipt of the order of reference and forward copies to the opposite party involved, clearly indicates that the party who raises the industrial disputes is bound to prove the contention raised by him and an Industrial Tribunal or Labour Court

would be erring in placing the burden of proof on the other party to the dispute".

11. In the case of **V. K. Raj Industries (supra)**, the Allahabad High Court has held that "*the proceedings before the Industrial Tribunal are judicial in nature, even though the Indian Evidence Act, is not applicable to the proceeding before the Industrial Court, but the principle underlying the said Act are applicable.*" The High Court further held that "*it is well settled that if a party challenges the validity of an order and if no evidence is produced, the party invoking the jurisdiction must fail. The High Court has also held that if the Workman fails to appear or to file written statement or produce evidence, the dispute referred by the Government cannot be answered in favour of the Workman and he will not be entitled any relief".*

12. The principle laid down by the Hon'ble High Court in its respective case is well established. Applying the law laid down by the Hon'ble High Court, in the instant case, the order of reference has been issued by the Government of Goa at the instance of the Workperson, who has raised the present dispute pertaining to the legality and justifiability of the action of the Employer in terminating her services w.e.f. 05-08-2017 and the relief entitled to her. The Workperson filed her statement of claim setting forth her grounds of attack. The said pleadings made by the Workperson, in her claim statement has been denied by the Employer in its written statement filed in the present proceedings. Therefore, it was mandatory for the Workperson to prove her case that the action of the Employer in terminating her services w.e.f. 05-08-2017 is illegal and unjustified and therefore she is entitled for the relief. However, neither the Workperson nor the Employer has lead any evidence either oral or documentary in support of their pleadings respectively. Consequently, the parties failed to prove their case as pleaded. Hence, it is held that the Workperson failed to prove that the action of the Employer in terminating her services w.e.f. 05-08-2017 is illegal and unjustified. The Employer also failed to prove that the reference is bad-in-law for any reasons as stated in its written statement by way of preliminary objections. Hence, in the absence of any evidence, it is held that the action of the Employer in terminating her services w.e.f. 05-08-2017, is legal and justified. The Workperson is therefore not entitled to any relief. The issue No. 1 to 3 are therefore answered in the negative.

In view of the above, I proceed to pass the following order:

ORDER

1. It is held that the action of the management of M/s. Savoi-Verem V.K.S.S. Society Limited, Banking Section, Bazar, Savoi Verem, Ponda, Goa in terminating the services of Ms. Vrunda V. Shet Verenkar, Credit Counter In-charge, with effect from 05-08-2017, is legal and justified.
2. The Workperson, Ms. Vrunda V. Shet Verenkar, is not entitled to any relief.
3. No order as to costs.

Inform the Government accordingly.

Sd/-
 (Suresh N. Narulkar)
 Presiding Officer,
 Labour Court-II.

Notice

No. 24/09/2020-LAB/282

Whereas, the Government of Goa is of the opinion that it is expedient to require employers of Industrial Establishments in the State of Goa, wherein 50 or more workmen are employed or were employed on any day of the preceding twelve months, to define with sufficient precision the conditions of employment under them and to make the said conditions known to workmen employed by them;

Now, therefore, in pursuance of the proviso to sub-section (3) of Section 1 of the Industrial Employment (Standing Orders) Act, 1946 (Central Act 20 of 1946), (hereinafter referred to as the "said Act") and in supersession of the Notification dated 16-01-1975 published in the Official Gazette, Series II No. 44 dated 30-01-1975, the Government of Goa, hereby gives notice of its intention to apply the provisions of the said Act after expiry of two months from the date of publication of this Notification in the Official Gazette to every Industrial Establishment within the State of Goa wherein 50 or more workmen are employed or were employed on any day of the preceding twelve months.

By order and in the name of the Governor of Goa.

A. S. Mahatme, Under Secretary (Labour).

Porvorim, 08th May, 2020.

Department of Law & Judiciary

Law (Establishment) Division

Order

No. 5-40-96/LD(16)/831

Whereas, the Government vide Notification No. 5-40-96/LD(16) dated 12-09-1996, published in the Official Gazette, Series II No. 36 dated 05-12-1996, appointed Mr. Noel P. Afonso, Advocate (hereinafter referred as the "Applicant") as a Notary for period of three years with effect from 12-09-1996, in and throughout the area of Margao Judicial Senior Division;

And whereas, the Government vide Certificate of Practice dated 12-09-1996 has certified that the Applicant is authorised to practice as a Notary for a period of three years from 12-09-1996 in and throughout the area of Margao Judicial Senior Division;

And whereas, the Government on the request of the Applicant had renewed his Certificate of Practice as a Notary for subsequent 04 terms and the period of validity of the Certificate of Practice expired on 12-09-2019 in the Endorsement dated 21-10-2014 issued to the Applicant. Further, vide letter dated 06-05-2020, the spouse of the above applicant informed that her husband Shri Noel P. Afonso, Advocate who was practicing as a Notary died on 05-08-2015;

And whereas, the validity of the Endorsement dated 21-10-2014 to the Certificate of issued to Mr. Noel P. Afonso stands withdrawn and cancelled, since the said Advocate died on 05-08-2015, in the light of the Notaries Act, 1952 (Central Act 53 of 1952) and Notaries Rules, 1956 (hereinafter referred as the "said Act" and "said Rule").

Now therefore, in pursuance of Clause (f) of Section 10 of the said Act, the Government of Goa hereby removes from the Register maintained by it under Section 4 of the said Act, the name of Applicant entered as a Notary.

By order and in the name of the Governor of Goa.

Amir Parab, Under Secretary (Law-Estt.).

Porvorim, 15th May, 2020.

Department of Personnel

Order

No. 6/16/2013-PER/Part A/1161

Whereas, on the recommendation of the Departmental Promotion Committee held on 16-08-2011, as conveyed by the Goa Public Service Commission vide letter No. COM/II/11/42(1)/98-08-/Vol. III/255 dated 18-08-2011, the officers holding the post included in Schedule II of the Goa Civil Service Rules, 1997 were promoted to junior scale of Goa Civil Service, Group 'A' Gazetted vide Order No. 6/9/2008-PER (Vol. I) dated 29-08-2011;

And whereas, Shri Francisco X.L. Ferrao, was considered in the said DPC and was recommended for promotion with effect from 01-07-2012 since major penalty of withholding of 2 increments for two years without cumulative effect was imposed vide Order No. 15/12/2003-VIG/49 dated 07-01-2010;

And whereas, a DPC was held on 1-10-2018 to review the DPC held on 16-06-2011 for promotion to the Junior Scale of Goa Civil Service maintained the recommendation of promoting Shri Ferrao with effect from 01-07-2012;

And whereas, Directorate of Vigilance vide letter No. 1/3/2018-VIG/PER (Part-3)/543 dated 14-02-2020 has submitted vigilance clearance in respect of Shri Ferrao, that he was not falling in any of the specific three categories as on 01-07-2012;

And whereas, the GPSC vide letter No. COM/II/11/42(1)/2019/1807 dated 12-03-2020 has informed that the Department may take necessary steps in terms of the recommendation made in the DPC dated 16-08-2011;

Now therefore, the Governor of Goa is pleased to promote Shri Francisco X.L. Ferrao in terms of Rule 14 of the Goa Civil Service Rules, 1997 to Junior Scale of Goa Civil Service, Group 'A' Gazetted, in Pay Band-3 Rs. 15,600-39,100+5,400/- with consequential monetary benefits with effect from 01-07-2012.

The officer shall be deemed to be on probation for two years from 01-07-2012. The officer shall exercise option for fixation of pay in promotional grade in terms of F.R. 22(I)a(1), within a period of one month from the date of issue of this order.

Consequent to this promotion, Shri Francisco X.L. Ferrao shall continue to hold the post presently held by him.

The Order No. 6/16/2013-PER/Part A/2461 dated 16-08-2016 stands modified to the extent of this Order.

By order and in the name of the Governor of Goa.

Shashank V. Thakur, Under Secretary (Personnel-I).

Porvorim, 13th May, 2020.

Order

No. 6/11/2017-PER/1169

Read: 1. Order No. 6/11/2017-PER/2616 dated 23-10-2018.

2. Order No. 6/11/2017-PER/1662 dated 14-06-2019.

Whereas, on the recommendation of the Departmental Promotion Committee held on 15-10-2018, as conveyed by Goa Public Service Commission vide letter No. COM/II/11/42(3)/2011//226 dated 16-10-2018, the Senior Scale Officers were promoted to Junior Administrative Grade of Goa Civil Service, in Level 12 of CCS (Revised Pay) Rules, 2016 vide Order dated 23-10-2018 read at Sr. No. 1 in the preamble;

And whereas, a proposal was referred to the Goa Public Service Commission to review the DPC held on 15-10-2018 and vide recommendations of the Review DPC meeting held on 29-05-2019 conveyed by the Commission, two additional Senior Scale Officers viz. Shri Dipak Desai and Shri Prashant Shirodkar were promoted to JAG of Goa Civil Service, in the order of their merit with due regard to the seniority within their respective grading as on 15-10-2018 vide order dated 14-06-2019 read at Sr. No. 2 in the preamble;

And whereas, the recommendations in respect of Shri Shivaji Dessai were kept in sealed cover viz-a-viz his promotion to Senior Scale;

And whereas, upon receipt of vigilance clearance, the GPSC vide letter No. COM/II/11/42(4)/2016(Part file)/151 dated 18-07-2019 conveyed their recommendation in respect of Shri Shivaji Dessai and he was promoted to Senior Scale of Goa Civil Service in Level 11 of the CS (Revised Pay) Rules, 2016 w.e.f. 09-12-2016 in the order of his merit with due regard to the seniority within the respective grading vide order No. 6/3/2002-PER (Vol.I)/2080 dated 25-07-2019;

And whereas, the seniority of the Senior Scale officers of the Goa Civil Service has been re-casted vide Memorandum No. 6/4/2016-PER/1025 dated

OFFICIAL GAZETTE — GOVT. OF GOA

SERIES II No. 8

21ST MAY, 2020

28-04-2020 on promotion of three officers viz. Shri Dipak Desai, Shri Shivaji Dessai and Shri Prashant Shirodkar with due regards to their seniority;

And whereas, a review DPC was held by GPSC on 11-05-2020 based on the re-casted seniority to review the DPC held on 15-10-2018 and review DPC held on 29-05-2019 for considering eligibility of Shri Shivaji Dessai for promotion to Junior Administrative Grade;

Now therefore, on the recommendation of the Departmental Promotion Committee held on 11-05-2020, as conveyed by the Commission vide letter No. COM/II/11/42(3)/2011/493 dated 12-05-2020, the Governor of Goa is pleased to promote Shri Shivaji Dessai in terms of Rule 32 of Goa Civil Service Rules, 2016 to the post of Junior Administrative Grade, in the Level 12 of CCS (Revised Pay) Rules, 2016 w.e.f. 23-10-2018 with consequential monetary benefits and place him in the promotion Orders read in the preamble at Sr. No. 1 and 2 as under:

Sr. No.	Name of the Officer	Position in promotion order
1.	Shri Shivaji Dessai	Below Smt. Irene Vitoria Sequeira and above Shri Vassudev N. Shetye.

On promotion, the officer shall continue to hold the post presently held by him.

The officer shall exercise option for fixation of pay in promotional grade in terms of F.R. 22(I)a(1), within a period of one month from the date of issue of the order. The option once exercised shall be final.

By order and in the name of the Governor of Goa.

Shashank V. Thakur, Under Secretary (Personnel-I).
Porvorim, 15th May, 2020.



Department of Public Health

Order

No. 44/28/2017-I/PHD/883

Government is pleased to transfer the following Medical Officer under Directorate of Health Services and post him at the place indicated in Col. No. 4 against his name with immediate effect, until further orders in public interest:-

Sr. No.	Name of the Medical Officer	Present place of posting	Transferred and posted at
1	2	3	4
1.	Dr. Rupchand P. Gaude alias Dr. Rupchandra Purso Navelkar, Medical Officer	PHC, Betki	Community Health Centre, Canacona against a vacant post at CHC, Canacona.

By order and in the name of the Governor of Goa.

Swati A. Dalvi, Under Secretary (Health).

Porvorim, 14th May, 2020.

Order

No. 22/3/2000-I/PHD/Part I/903

Read: Memorandum No. 22/3/2000-I/PHD/Part I/ /333 dated 18-2-2020.

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/I/5/24(3)/2017/340 dated 31-1-2020, Government is pleased to appoint Dr. Saphallya Vishal Sardesai to the post of Junior Physician (Group "A" Gazetted) in the Pay Matrix under Level 10 under the Directorate of Health Services with immediate effect as per the terms and conditions contained in the Memorandum cited above.

Dr. Saphallya Vishal Sardesai shall be on probation for a period of two years from the date of her joining.

Dr. Saphallya Vishal Sardesai has been declared medically fit by the Medical Board. The appointment is made subject to the verification of her character and antecedents. In the event of any adverse matter being noticed by the Government on verification of her character and antecedents, her services shall be terminated.

Dr. Saphallya Vishal Sardesai is posted at Sub District Hospital, Ponda against the vacant post of Junior Physician occurred due to the acceptance of resignation of Dr. Pranay Budkule vide Order No. 44/16/2014-I/PHD/3121 dated 11-12-2018.

By order and in the name of the Governor of Goa.

Swati A. Dalvi, Under Secretary (Health-II).

Porvorim, 15th May, 2020.

Department of Revenue

Notification

No. 28/2/2019-RD-I/3404

In exercise of the powers conferred by the second proviso to Clause (ii) of sub-section (6) of Section 32 of the Goa Land Revenue Code, 1968 (Act No. 9 of 1969), the Government of Goa hereby exempts P. P. Padmanabh Shishya Sampraday Viswasta Mandal from payment of fees of Rs. 77,00,000/- (Rupees seventy-seven lakhs only) payable under the said code, for conversion of the land admeasuring an area of 55000 sq. mts., surveyed under survey No. 57/0 of Cundaim Village, Ponda Taluka, District South Goa, State of Goa, subject to the condition that the said land shall be used exclusively for the purpose of educational institution.

By order and in the name of the Governor of Goa.

Sudin A. Natu, Under Secretary (Revenue-I).
Porvorim, 15th May, 2020.



Department of Social Welfare
Directorate of Social Welfare

Order

No. 83-9-2006-SDB/Part/2017/414

Government is pleased to constitute a State Council of Senior Citizens consisting of the following members to advise the Government on effective implementation of the provisions of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (Central Act 56 of 2007) and the Goa Maintenance and Welfare of Parents and Senior Citizen Rules, 2009 and to perform such other functions in relation to Senior Citizens in the State as may be specified by the Government.

- | | |
|--|----------------------------|
| 1. Hon'ble Minister for Social Welfare | — Chairman,
ex officio. |
| 2. Secretary (Social Welfare) | — Member,
ex officio. |
| 3. Secretary (Health) | — Member,
ex officio. |
| 4. Secretary (Home) | — Member,
ex officio. |

- | | |
|--|---------------------------------------|
| 5. Secretary (Information & Publicity) | — Member,
ex officio. |
| 6. Secretary (Finance) | — Member,
ex officio. |
| 7. Shri Diogo M. Da Costa,
H. No. B-42, Shar and Sorai,
Dr. V. V. Road, Margao | — Member. |
| 8. Shri Dattaprasad Pawaskar,
H. No. 255/2, Sorvemwado,
Guirim, Bardez | — Member. |
| 9. Shri Venkatesh Ghodge,
Pethechawada, Korgao,
Pedne-Goa 403 512 | — Member. |
| 10. Shri Vinay Gaonkar, Marcel,
Ponda, Goa | — Member. |
| 11. Director of Social Welfare | — Member
Secretary,
ex officio. |

The State Council shall meet once in every six months.

The initial tenure of members other than ex officio member shall be of 2 years.

By order and in the name of the Governor of Goa.

Umeshchandra L. Joshi, Director & ex officio Joint Secretary (Social Welfare).

Panaji, 14th May, 2020.

Order

No. 83-9-2006-SDB/Part/2017/415

Government is pleased to constitute District Committees of Senior Citizens for North Goa and South Goa District consisting of the following members to advise on effective and co-ordinate implementation of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (Central Act 56 of 2007) at District Level and to perform such other functions in relation to Senior Citizens at the District Level as may be specified by the Government.

North Goa District

- | | |
|--|----------------------------|
| 1. Collector (North Goa) | — Chairman,
ex officio. |
| 2. Superintendent of Police
(North Goa) | — Member,
ex officio. |
| 3. Director of Health Services | — Member,
ex officio. |

4. Medical Superintendent (Administration), Goa Medical College	— Member, ex officio.
5. Managing Director, Kadamba Transport Corporation Ltd.	— Member, ex officio.
6. Director of Transport	— Member, ex officio.
7. Shri Gokuldas R. Ghatwal, 21/1, Headland Sada, Vasco	— Member.
8. Shri Vishnu M. Mahale, H. No. 136, Opp. J. B. Stores, Mala, Panaji	— Member.
9. Shri Gurudas Mapari, H. No. 70/1, Mottem waddo, Assonora, Bardez	— Member.
10. District Welfare Officer (North)	— Member Secretary.

South Goa District

1. Collector (South Goa)	— Chairman, ex officio.
2. Superintendent of Police (South Goa)	— Member, ex officio.
3. Director of Health Services	— Member, ex officio.
4. Medical Superintendent (Administration), Goa Medical College	— Member, ex officio.
5. Managing Director, Kadamba Transport Corporation Ltd., Porvorim-Goa	— Member, ex officio.
6. Director of Transport	— Member, ex officio.
7. Smt. Rajani A. Bhembre, Morailem, Curchorem	— Member.
8. Shri Narayan Vinu Naik, H. No. 123, near SBI, Mangeshi, Ponda	— Member.
9. Shri Ramakant Bandekar, H. No. 189, Palolem, Canacona	— Member.
10. District Welfare Officer (South)	— Member Secretary.

The District Committees shall meet once in every quarter.

The initial tenure of members other than ex officio member shall be of 2 years.

By order and in the name of the Governor of Goa.

Umeshchandra L. Joshi, Director & ex officio Joint Secretary (Social Welfare).

Panaji, 14th May, 2020.

Notification

No. 50-415-2017-18-HC/429

In exercise of the powers conferred by sub-section (3) of Section 14 of the Rights of Persons with Disabilities Act, 2016 (Central Act 49 of 2016), the Government of Goa hereby notifies the Secretary (Social Welfare) as Appellate Authority.

This notification shall come into force on the date of its publication in the Official Gazette.

By order and in the name of the Governor of Goa.

Umeshchandra Joshi, Director & ex officio Joint Secretary (Social Welfare).

Panaji, 15th May, 2020.

Notification

No. 50-415-2017-18-HC/430

In pursuance of sub-section (1) of Section 14 of the Rights of Persons with Disabilities Act, 2016 (Central Act 49 of 2016), the Government of Goa hereby notifies the District Collector as Designated Authority.

This notification shall come into force on the date of its publication in the Official Gazette.

By order and in the name of the Governor of Goa.

Umeshchandra Joshi, Director & ex officio Joint Secretary (Social Welfare).

Panaji, 15th May, 2020.

**Department of Urban Development****Order**

No. 10/424/2003-DMA/Part/150

The Government is pleased to appoint Shri N. D. Agarwal, retired GCS Officer as Consultant for the purpose of recommending Amendments to various sections of the Goa Municipalities Act, 1968.

He shall advise and assist the Department of Urban Development to arrive at part amendments to the existing Sections of Goa Municipalities Act, 1968. He shall also provide suggestions and assist in formulation and updation of the Bye-laws/Rules work as required.

He shall be entitled for honorarium as per rules.

By order and in the name of the Governor of Goa.

Dr. Tariq Thomas, IAS, Director & ex officio Joint Secretary (Urban Development).

Panaji, 12th May, 2020.

Department of Water Resources
Office of the Secretary (WR)

Order

No. Secy.(WR)/Misc/2020/163

On the recommendation of the Goa Public Service Commission as conveyed vide confidential letter No. COM/II/11/27(1)/98/430 dated 09-03-2020, Government is pleased to order the promotion of Superintending Engineers to the posts of Additional Chief Engineer (MB) & (IP) in Water Resources Department on regular basis in the Pay Matrix Level No. 13 with immediate effect and posted against the existing vacancies indicated below:

Sr. No.	Name of the promatee	Present designation and place of posting	Designation and place of posting on promotion
1	2	3	4
1.	Shri Shrikant D. Patil	Superintending Engineer, O/o the Superintending Engineer, Circle-II, Karaswada, WRD, Bardez- -Goa with additional charge of 1. Chief Engineer, WRD 2. Managing Director, Goa Tillari Irrigation Development Corporation 3. Addl. Chief Engineer (IP) 4. Addl. Chief Engineer (MB)	Additional Chief Engineer (Irrigation Project), O/o the Additional Chief Engineer, WRD, Porvorim-Goa with additional charge of 1. Chief Engineer, WRD 2. Managing Director, Goa Tillari Irrigation Development Corpora- tion 3. Superintending Engineer, Circle-II, WRD, Karaswada.
2.	Shri Ravindran R. Yaragatti	Superintending Engineer, O/o the Superintending Engineer, Circle-III, WRD, Margao-Goa	Additional Chief Engineer (Mandovi Basin), O/o the Additional Chief Engineer, WRD, Porvorim-Goa with additional charge of Superintending Engineer, Circle-III, WRD, Gogal, Margao-Goa.

This is issued vide Government approval No. 57/F dated 30-04-2020.

Sanjay Gihar, IAS, Secretary (WR).

Porvorim, 30th April, 2020.

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